

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
No. 5:13-cv-663-D

DAVID TANN,

Plaintiff,

v.

NANCY BERRYHILL,  
Acting Commissioner of Social  
Security,

Defendant.

**ORDER**

This action being submitted to the Court for an Order upon Plaintiff's showing that the Commissioner of Social Security should pay the sum of \$24,000.00 for attorney fees, representing less than 25% of Plaintiff's accrued back benefits, to be paid from Plaintiff's back benefits pursuant to § 406(b) of the Social Security Act. Upon receipt of the § 406(b) fee, Plaintiff's counsel is ordered to reimburse the EAJA fees, totaling \$6,972.63.

It is therefore ORDERED that the Commissioner of Social Security pay to Plaintiff's counsel, Charlotte W. Hall, the sum of \$24,000.00 from Plaintiff's back benefits and Plaintiff's counsel pay to Plaintiff \$6,972.63 and upon the payment of such sums this case is dismissed with prejudice.

SO ORDERED. This 18 day of September 2018.

  
JAMES C. DEVER III  
Chief United States District Judge